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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 BRIAN BALLENTINE, an individual;
11 CATALINO DAZO, an individual; and
12 KELLY PATTERSON, an individual;
13 Plaintiffs,
14 vs.

Case. No.: 2:14-cv-01584-APG-EJY

15 LAS VEGAS METROPOLITAN POLICE
16 DEPARTMENT, in its official capacity;
17 DETECTIVE CHRISTOPHER T. TUCKER,
18 as an individual and in his official capacity as
19 a Las Vegas Metropolitan Police Department
20 Detective; SERGEANT MIKE WALLACE,
21 as an individual and in his official capacity as
22 a Las Vegas Metropolitan Police Department
23 Sergeant; LIEUTENANT JOHN LIBERTY,
24 as an individual and in his official capacity as
25 a Las Vegas Metropolitan Police Department
26 Lieutenant,
27 Defendants.

STIPULATION AND ORDER TO
EXTEND THE DEADLINE TO FILE
JOINT PRETRIAL ORDER

21 Plaintiffs Brian Ballentine, Catalino Dazo, and Kelly Patterson (“Plaintiffs”), by
22 and through their counsel Margaret A. McLetchie, Esq. and Defendant Detective Christopher
23 Tucker, by and through his counsel Craig R. Anderson, Esq., hereby stipulate and agree to
24 extend the current deadline to file a Joint Pretrial Order of June 10, 2022 by twenty-one (21)
25 days, up to and including **July 1, 2022**.

26 In an April 21, 2022 Order on Mandate (ECF No. 258), this Court set the deadline
27 to submit a Proposed Joint Pretrial Order by May 20, 2022. As reflected in this Court’s May
28 19, 2022 Order (ECF No. 260) the parties stipulated to a three week extension of this

1 deadline. The parties agree that the requested extension of this deadline is necessary because
2 the caseloads and other responsibilities of counsel for both parties has not allowed them
3 sufficient time to prepare the Joint Pretrial Order by the current deadline.

4 It is notable that a trial date has not yet been set in this matter, and as such, the trial
5 will not need to be postponed due to the requested extension. This is the second request for
6 an extension of this deadline since this case was remanded to this Court from the Ninth
7 Circuit Court of Appeals. This extension is being sought in good faith and not for the purpose
8 of delay.

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11 DATED this 10th day of June, 2022.

DATED this 10th day of June, 2022.

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13
14 /s/ Margaret A. McLetchie
15 Margaret A. McLetchie, Esq.
16 Nevada Bar No. 10931
17 602 South Tenth Street
18 Las Vegas, Nevada 89101
19 *Counsel for Plaintiffs*

/s/ Craig R. Anderson
Craig R. Anderson, Esq.
Nevada Bar No. 6882
MARQUIS AURBACH
10001 Park Run Drive
Las Vegas, NV 89145
Counsel for Defendant

20 **ORDER**

21
22 **IT IS SO ORDERED.**

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25 UNITED STATES MAGISTRATE JUDGE

26 DATED: June 10, 2022
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